

CITY COUNCIL

Meeting Agenda

REGULAR MEETING
2013
COUNCIL CHAMBERS

MONDAY, JUNE 10,

7:00 P.M.

The Regular Meetings of City Council are filmed and can be viewed LIVE while the meeting is taking place or at your convenience at any time after the meeting on the City's website at www.ReadingPa.gov, under Info and Downloads/Meetings and Agenda.

All electronic recording devices must be located behind the podium area in Council Chambers and located at the entry door in all other meeting rooms and offices, as per Bill No. 27-2012.

1. OPENING MATTERS

A. CALL TO ORDER

B. INVOCATION: Rev Calvin Kurtz, Reading Berks Conference of Churches

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

2. PROCLAMATIONS AND PRESENTATIONS

3. PUBLIC COMMENT – AGENDA MATTERS:

Citizens have the opportunity to address the Council, by registering with the City Clerk by 5 pm on the day of the scheduled Council meeting. All remarks must be directed to Council as a body and not to any individual Council member or public or elected official in attendance. Any person making personally offensive or impertinent remarks or any person becoming unruly while addressing Council may be called to order by the Presiding Officer and may be barred from speaking before Council, unless permission to continue speaking is granted by the majority vote of Council.

All comments by the public shall be made from the speaker's podium. Citizens attending the meeting may not cross into the area beyond the podium. Any materials to be distributed to Council must be given to the City Clerk before the meeting is called to order.

Those commenting on agenda business shall speak at the beginning of the meeting and shall limit their remarks to 5 minutes. Those commenting on general matters shall speak after the legislative business is concluded and shall limit their remarks to 3 minutes. No comments shall be made from any other location except the podium, and anyone making "out of order" comments may be subject to removal. There will be no demonstration at the conclusion of anyone's remarks. Citizens

may not ask questions of Council members or other elected or public officials in attendance.

4. APPROVAL OF AGENDA

A. MINUTES: Regular Meeting of May 28, 2013

B. AGENDA: Regular Meeting of June 10, 2013

5. Consent Agenda Legislation

A. Resolution - promoting Gail S. Knauer from the rank of Paramedic/Firefighter to Lieutenant in the Fire Department, effective immediately (Fire/ Council Staff)

B. Award of Contract - for Furnishing Bituminous Materials and Asphalt Cements for Pick-up for 2013 to South Reading Blacktop, Division of Reading Materials, 148 Angstadt Lane, Birdsboro, who is the low bidder at the unit prices submitted for an estimated total bid price of \$119,200.00 (**Purchasing**)

6. ADMINISTRATIVE REPORT

7. REPORT FROM OFFICE OF THE AUDITOR

8. REPORT FROM DEPT. DIRECTORS, BOARDS, AUTHORITIES, & COMMISSIONS

None

9. ORDINANCES FOR FINAL PASSAGE

None

10. INTRODUCTION OF NEW ORDINANCES

PENDING

A. Ordinance - Authorizing the Mayor to execute a Lease Agreement between the City of Reading and WFMZ for the Lease of a Portion of the "WEEU Building" for the installation of a transmitter on the existing Tower (**Law**) **Note: Ineligible for enactment until the June 24th meeting due to the Charter required 14 day lay over period**

11. RESOLUTIONS

A. Resolution 38-2012 - approving the undertaking of a project by the Reading Area Water Authority for the operation and/or acquisition of a certain sewer collection, conveyance and pumping system serving the Berks Park 78 Owners Association in Bethel Township (RAWA) **Reviewed at 5-6 COW; Tabled at 5-28 Regular Mtg**

B. Resolution – appointing Odelia White to the Housing Authority (**Nom & Appts**)

C. Resolution – reappointing David Beane to the Environmental Advisory Council (**Nom & Appts**)

D. Resolution – appointing John Kramer to the Main Street Board (**Nom & Appts**)

12. PUBLIC COMMENT – GENERAL MATTERS

Please see public speaking rules on first page

13. COUNCIL BUSINESS / COMMENTS

14. COUNCIL MEETING SCHEDULE

Monday, June 17th

Finance Committee – Council Office - 5 pm

Strategic Planning Committee – Council Office – 6 pm

Monday, June 24th

Committee of the Whole – Council Office – 5 pm

Regular Meeting – Council Chambers – 7 pm

Monday, July 1st

Standards of Living Committee – Council Office - 5 pm

Economic Development Committee – Council Office – 6 pm

Monday, July 8th

Committee of the Whole – Council Office – 5 pm

Regular Meeting – Council Chambers – 7 pm

15. BAC AND COMMUNITY GROUP MEETING SCHEDULE

Monday, June 10th

Fire Civil Service Board – Penn Room – 4 pm

6th & Amity Playground & Neighborhood Assn – 6th & Amity Fieldhouse – 6:30 pm

Tuesday, June 11th

Water Authority Workshop – Water Authority Office – 4 pm

District 11 Crime Watch – Orthodox Presbyterian Church – 7 pm

Wednesday, June 12th

Zoning Hearing Board – 5:30 pm – Council Chambers

Thursday, June 13th

Police Pension Board – Penn Room – 10:30 am

Monday, June 17th

Library Board – 113 S 4th St – 4 pm

Tuesday, June 18th

Charter Board – Penn Room – 7 pm

HARB – Planning Conference Room – 7 pm

Wednesday, June 19th

Redevelopment Authority – Redevelopment Authority Office – 5:30 pm

Officers & Employees Pension Board – Penn Room – 1:30 pm

Thursday, June 20th

Blighted Property Review Committee – 6 pm Council Chambers

Friday, June 21st

Fire Pension Board – Penn Room – 10:00 am

Monday, June 24th

DID Authority – 645 Penn St 5th Floor – 12 pm

Tuesday, June 25th

Housing Authority Workshop – WC Building – 4 pm

Housing Authority – WC Building – 5 pm

Environmental Advisory Council – Council Office – 5 pm

Planning Commission – Penn Room – 7 pm

Penns Commons Neighborhood Group – Penns Commons Meeting Room – 7 pm

Wednesday, June 26th

Human Relations Commission – Penn Room – 5:30 pm

Parking Authority – Parking Authority Office – 5:30 pm

Stadium Commission – Stadium RBI Room – 7:30 pm

Thursday, June 27th

Water Authority Regular Meeting – 4 pm

**City of Reading City Council
Regular Business Meeting
Tuesday, May 28, 2013**

Council President Francis G. Acosta called the meeting to order.

The invocation was given by Pastor Jack Williams from the First Century Worship Center.

All present pledged to the flag.

ATTENDANCE

Council President Acosta
Councilor Corcoran, District 1
Councilor Goodman-Hinnershitz, District 2
Councilor Sterner, District 3
Councilor Marmarou, District 4
Councilor Reed, District 5
Councilor Waltman, District 6
Managing Director C. Snyder
City Auditor D. Cituk
City Solicitor C. Younger
City Clerk L. Kelleher
Mayor V. Spencer

PROCLAMATIONS AND PRESENTATIONS

City Council issued the following:

- Certificates of Recognition to Penny Dutch Apparel, sponsor and residents who participated at the 10th and South Playground Clean-up on Saturday, May 18th

PUBLIC COMMENT

Council President Acosta announced that seven (7) citizens were registered to address Council; six (6) on non-agenda matters and one (1) on agenda matters. He inquired if any Councilor objected to suspending the rule requiring non-agenda comment at the end of the Council meeting. As no one objected, the rule to require non-agenda comment at the end of the meeting was suspended. Council President Acosta reminded the citizens registered to speak about the remaining public speaking rules.

Barry Fisher, representing WFMZ, was not present. Council President Acosta noted that Mr. Fisher spoke with Council about the proposed ordinance at the Committee of the Whole Meeting.

Evon Moreno, of North 11th Street, was not present.

Mark Kofroth, of Locust Street, stated that he does not object to the combination of trash and recycling charges with the RAWA bill; however, he does object to being charged for services he does not receive. He explained that he signed up for the City's trash collection program but the collector has not collected his trash. He stated that he has resorted to disposing his trash at his place of employment. He described his efforts to correct this problem.

Iwona Boraks Pielechaty, of West Lawn, was not present.

Carina Tomala, of South 12th Street, described the quality of life problems created by the illegal garage located at 411 South 12th Street. She stated that this garage operates after 5 pm regularly which creates undue noise and parking issues.

Anne Feil, of North 11th Street, stated that she and her father reside next to a college rental on North 11th Street. She stated that early in the academic year she met with the students residing at the property and spoke with them about the importance of good behavior in this residential neighborhood. She stated that on a weekly basis she has endured parties on Thursday, Friday and Saturday evenings that sometimes last until 4 am. She stated that she has tried numerous times to address this situation by calling the police and Albright public safety.

Evelyn Colona, of South 12th Street, described the quality of life problems created by the illegal garage operating at 411 South 12th Street after 5 pm. She described the activities that prevent residents of this block from living peacefully. She stated that due to the bad behavior of those at the garage, children are unable to play outside after 5 pm. She also described the noise and car racing that residents of this block endure.

Mary Ann Ciarlone, of North 5th Street, described the vacant properties surrounding the CORE property located at 737 North 4th Street. She read a letter she wrote to the Mayor and Managing Director informing them that she will not participate in the City's rental housing program and will not submit to the required inspections due to the fees and unconstitutional system. She expressed the belief that her properties comply with the City's property maintenance regulations and that inspection services should be obtained privately, not through the City.

APPROVAL OF THE AGENDA & MINUTES

Council President Acosta called Council's attention to the agenda for this meeting, including the legislation listed under the Consent Agenda heading, and the minutes for the May 13th Regular Meeting of Council. He noted the need to add two promotion resolutions for the Fire Department to the consent agenda.

Councilor Marmarou moved, seconded by Councilor Sterner, to approve the minutes from the May 13th Regular Meeting of Council and the agenda as amended, including the legislation under the Consent Agenda heading. The motion was approved unanimously.

Consent Agenda

A. Resolution 44-2013 – authorizing the disposition of Solid Waste and Recycling Records in accordance with the City's Disposition Schedule (Solid Waste/Council Staff)

B. Resolution 47-2013 – authorizing the promotion of Lt. Sean Hart to Second Deputy Fire Chief in the Fire Dept (Council Staff/ Fire)

C. Resolution 48-2013 – authorizing the promotion of Second Deputy Fire Chief Frank Nefos to First Deputy Fire Chief in the Fire Department (Council Staff/Law)

ADMINISTRATIVE REPORT

Mayor Spencer read the report distributed to Council at the meeting covering in summary:

- A report on the economic development summit
- The Park and Walk in the 000 and 100 blocks of South 6th
- The 15-6 neighborhood group meeting
- The availability of weekly meetings with citizens from 1-2 pm on Tuesdays in the Mayor's Office

AUDITOR'S REPORT

City Auditor Cituk read the report distributed to Council at the meeting covering the following:

- First Quarter 2013 Admissions Tax Collection
- First Quarter 2013 Real Estate Transfer Tax Collection

The Auditor congratulated the Reading Royals for winning the Kelly Cup.

Councilor Goodman-Hinnershitz stated that the Auditor has been a loyal fan of the Royals since they came to Reading and she invited him to comment at the celebration scheduled for tomorrow evening.

REPORT FROM DEPT. DIRECTORS, BOARDS, AUTHORITIES, & COMMISSIONS

None.

ORDINANCES FOR FINAL PASSAGE

A. Bill No. 27-2013 – authorizing the transfer of funds from the Trash/Recycle Fund (\$2 million) and Liquid Fuel Fund (\$400,000) to the General Fund **(Controller)**

Councilor Marmarou moved, seconded by Councilor Goodman-Hinnershitz, to enact Bill No. 27-2013.

Bill No. 27-2013 was enacted by the following vote:

**Yeas: Corcoran, Goodman-Hinnershitz, Marmarou, Reed, Sterner, Waltman, Acosta,
President - 7**

Nays: None - 0

B. Bill No. 28-2013 - Amending the City of Reading Codified Ordinances Chapter 1 Administrative Code, Part J Code of Ethics by adding definitions, amending the Solicitation/Acceptance of Gifts; Rebuttable Presumption, adding a provision regarding the Awarding of Contracts, and adding a provision regarding Campaign Contributions and Reporting Requirements **(Board of Ethics/Council Staff) Reviewed at 5-6 COW**

Councilor Corcoran moved, seconded by Councilor Reed, to enact Bill No. 27-2013.

Councilor Corcoran recognized the work of the Board of Ethics and Ms. Katzenmoyer to complete this legislation.

Councilor Goodman-Hinnershitz echoed the comments made by Councilor Corcoran and noted the need to create an instruction sheet about these regulations so they are easily digestible by the public.

Bill No. 28-2013 was enacted by the following vote:

**Yeas: Corcoran, Goodman-Hinnershitz, Marmarou, Reed, Sterner, Waltman, Acosta,
President - 7**

Nays: None - 0

C. Bill No. 29-2013 – Amending the Building/Trades and Property Maintenance Fee Schedules by applying certain fees to cover post-fire related activities, which will be billed against the fire escrow fund balance if the building has property insurance or billed to the property owner if the building is not covered by property insurance. **(Bus. Analyst)**

Councilor Corcoran moved, seconded by Councilor Reed, to enact Bill No. 29-2013.

Bill No. 29-2013 was enacted by the following vote:

Yeas: Corcoran, Goodman-Hinnershitz, Marmarou, Reed, Sterner, Waltman, Acosta,
President - 7
Nays: None - 0

INTRODUCTION OF NEW ORDINANCES

Council President Acosta read the following ordinance into the record.

A. Ordinance - Authorizing the Mayor to execute a Lease Agreement between the City of Reading and WFMZ for the Lease of a Portion of the "WEEU Building" for the installation of a transmitter on the existing Tower **(Law) Note: Ineligible for enactment until the June 24th meeting due to the Charter required 14 day lay over period**

RESOLUTIONS

A. Resolution 38-2012 - approving the undertaking of a project by the Reading Area Water Authority for the operation and/or acquisition of a certain sewer collection, conveyance and pumping system serving the Berks Park 78 Owners Association in Bethel Township (RAWA) **Reviewed at 5-6 COW**

Councilor Goodman-Hinnershitz moved, seconded by Councilor Reed, to table Resolution 38-2013.

Resolution No. 38-2013 was tabled by the following vote:

Yeas: Corcoran, Goodman-Hinnershitz, Marmarou, Reed, Sterner, Waltman, Acosta,
President - 7
Nays: None - 0

B. Resolution 45-2013 – approving the Conditional Use application for HM Investments at 912 Amity Street to add one residential unit on the first floor, after the conditions are met by the property owner (Council Staff)

Councilor Corcoran moved, seconded by Councilor Reed, to adopt Resolution 45-2013.

Resolution No. 45-2013 was adopted by the following vote:

Yeas: Corcoran, Goodman-Hinnershitz, Marmarou, Reed, Sterner, Waltman, Acosta,
President - 7
Nays: None - 0

C. Resolution 46-2013 - denying the Conditional Use application for a two unit rental (2 bedroom first floor unit and 3 bedroom unit on the combined 2nd and 3rd floors) floor unit at 1146 North 6th Street submitted by James Kintzer and approving a Conditional Use permit for 1146 North 6th Street for a two unit rental (1 bedroom first floor unit and 3 bedroom unit on the combined 2nd and 3rd floors) with conditions. (Council Staff)

Councilor Corcoran moved, seconded by Councilor Reed, to adopt Resolution 46-2013.

Council President Acosta explained the decision that denies a two bedroom unit on the first floor but approves a one bedroom unit on the first floor after the conditions are met.

Resolution No. 46-2013 was adopted by the following vote:

**Yeas: Corcoran, Goodman-Hinnershitz, Marmarou, Reed, Sterner, Acosta, President
- 6**

Nays: Waltman - 1

COUNCIL COMMENT

Councilor Marmarou provided some detail about the complaints made during the Public Comment period regarding trash collection and off campus student behavior.

Councilor Corcoran thanked military veterans for their service to the United States.

Councilor Reed noted the touching ceremony on Memorial Day at Charles Evans Cemetery. She also noted that the Wesley Methodist Church will be closing and partnering with the Holy Cross Methodist Church located in the 300 block of North 5th Street. She stated that another religious organization will be moving into Wesley Methodist.

Councilor Goodman-Hinnershitz described the lack of maintenance at the skateboard park located at Pendora, brought to her attention by a young adult who resides in District 2. She asked that this issue be brought to the Rec Commission's attention.

Councilor Marmarou moved, seconded by Councilor Reed, to adjourn the regular meeting of Council.

Respectfully submitted by Linda A. Kelleher CMC, City Clerk

RESOLUTION NO. ____ 2013

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS FOLLOWS:

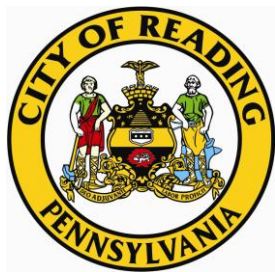
Authorizing the promotion of Gail S. Knauer from the rank of Paramedic/Firefighter to Lieutenant in the Fire Department, effective immediately.

Adopted by Council _____, 2013

Francis G. Acosta
President of Council

Attest:

Linda A. Kelleher
City Clerk



AGENDA MEMO

DEPARTMENT OF ADMINISTRATIVE SERVICES

TO: City Council
FROM: Tammi Reinhart, Purchasing Coordinator
PREPARED BY: Tammi Reinhart, Purchasing Coordinator
MEETING DATE: June 10, 2013
AGENDA MEMO DATE: June 5, 2013
RECOMMENDED ACTION: Awarding of Contract for the Furnishing Bituminous Materials for Pick-Up for the Department of Public Works

RECOMMENDATION

The recommendation is to award the contract for Furnishing Bituminous Materials and Asphalt Cements for Pick-up to South Reading Blacktop, Division of Reading Materials, 148 Angstadt Lane, Birdsboro, PA 19508 who is the low bidder at the unit prices submitted for an estimated total bid price of \$119,200.00. This contract is for all of 2013.

BACKGROUND

Bids for Furnishing Bituminous Materials and Asphalt Cements for the Department of Public Works were received on May 14, 2013. The total is based upon estimated usage. The actual expenditure may be greater or less than the estimate.

A copy of the Schedule of Bids is attached for your review.

BUDGETARY IMPACT

The Department of Public Works has confirmed there are sufficient funds in budget account code 35-07-00-4815 to cover the materials.

PREVIOUS ACTION

None

SUBSEQUENT ACTION

Formal action by Council is required to award the contract at the June 10, 2013 meeting.

RECOMMENDED BY

Mayor, Managing Director, Director of Administrative Services, Director of Public Works, Controller and Purchasing Coordinator.

RECOMMENDED MOTION

Approve/Deny the recommendation for Furnishing Bituminous Materials and Asphalt Cement in order that contract may be awarded accordingly to South Reading Blacktop.

cc: File

May 16, 2013

To the Mayor
City Hall
Reading, PA

The following bids were opened and scheduled, with a Contract to be awarded or the bids rejected.

2013-12

**IN PART FOR THE DEPARTMENT OF PUBLIC WORKS AND THE CITY OF READING,
PENNSYLVANIA.**

SOUTH READING BLACKTOP, DIV. OF READING MATERIALS, INC.
148 ANGSTADT LANE/P.O. BOX 1467
BIRDSBORO, PA 19508/SKIPPACK, PA 19474

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION
1	For furnishing Superpave Asphalt Mixture Design, 9.5mm, PG 64-22, wearing, 0-0.3 million ESALS, SRL –any, conforming to the Penn DOT Publication 408, F.O.B. at available plant locations in any quantity of one (1) ton or more per day.			
	Price per ton	800 tons	\$52.00	\$41,600.00
2	For furnishing Superpave Asphalt Mixture Design, 19.0mm, PG 64-22, Binder, 0-0.3 Million ESALS, conforming to the Penn DOT Publication 408, F.O.B. at available			

3	plant locations in any quantity of one (1) ton or more per day.			
	Price per ton	300 tons	\$48.00	\$14,400.00
	For furnishing Superpave Asphalt Mixture 25.0mm, PG 64-22, Base, 0-0.3 million ESALS, conforming to Penn DOT Publication 408, F.O.B. at available plant Locations in any quantity of one (1) ton or more per day.			
	Price per ton	1,000 tons	\$45.00	\$45,000.00

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION
4	For furnishing Pre-Mixed Stock-pile patching material, conforming to Penn DOT Specifications, to be picked up at available locations, in any quantity of one (1) ton or more per day.			
	Price per ton	200 tons	\$91.00	\$18,200.00
	TOTAL ITEMS 1-4			\$119,200.00

<p style="text-align: center;">EJB PAVING & MATERIALS CO. 1119 SNYDER ROAD WEST LAWN, PA 19609</p>				
ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION
1	For furnishing Superpave Asphalt Mixture Design, 9.5mm, PG 64-22, wearing, 0-0.3 million ESALS, SRL –any, conforming to the Penn DOT Publication 408, F.O.B. at available plant locations in any quantity of			

	one (1) ton or more per day.			
	Price per ton	800 tons	\$55.75	\$44,600.00
2	For furnishing Superpave Asphalt Mixture Design, 19.0mm, PG 64-22, Binder, 0-0.3 Million ESALS, conforming to the Penn DOT Publication 408, F.O.B. at available plant locations in any quantity of one (1) ton or more per day.			
	Price per ton	300 tons	\$49.75	\$14,925.00
3	For furnishing Superpave Asphalt Mixture 25.0mm, PG 64-22, Base, 0-0.3 million ESALS, conforming to Penn DOT Publication 408, F.O.B. at available plant Locations in any quantity of one (1) ton or more per day.			
	Price per ton	1,000 tons	\$47.50	\$47,500.00

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	EXTENSION
4	For furnishing Pre-Mixed Stock-pile patching material, conforming to Penn DOT Specifications, to be picked up at available locations, in any quantity of one (1) ton or more per day.			
	Price per ton	200 tons	\$90.00	\$18,000.00
	TOTAL ITEMS 1-4			\$125,025.00

BILL NO. _____-2013

AN ORDINANCE

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF READING AND WFMZ FOR THE LEASE OF A PORTION OF THE "WEEU BUILDING" FOR THE INSTALLATION OF A TRANSMITTER ON THE EXISTING TOWER

WHEREAS, the City of Reading desires to enter into an agreement to lease a portion of the building erected thereon designated as the "Kitchen" in the "WEEU Building," located in Lower Alsace Township on the easterly side of Skyline Boulevard, in the County of Berks and Commonwealth of Pennsylvania, which was formerly leased to WITF under a 1999 lease agreement.

WHEREAS, WFMZ desires to lease the property to increase the provide tower height for its current antennae to increase coverage of live news events in the City and to improve its TV translator to provide free over-the-air television coverage to residents of the City of Reading; and

WHEREAS, WFMZ will produce for the City two promotional commercials highlighting positive developments in the City, as explained in Attachment A of the lease attached as Exhibit A;

WHEREAS, the Mayor, is authorized and directed to execute, under the seal of the City of Reading, attested to by the City Clerk, a Lease Agreement for the City of Reading; and

NOW, THEREFORE THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. The Agreement of Lease between the City of Reading and WFMZ attached as Exhibit A, is hereby approved.

SECTION 2. The Mayor, Vaughn Spencer, is authorized and directed to execute, under the seal of the City of Reading, attested to by the City Clerk, a Lease Agreement between the City of Reading and WFMZ for portion of the building erected thereon designated as the "Kitchen" in the "WEEU Building," located in Lower Alsace Township on the easterly side of Skyline Boulevard, in the County of Berks and Commonwealth of Pennsylvania.

SECTION 3. This Ordinance will become effective in ten (10) days, in accordance with Charter Section 219.

Enacted _____, 2013

President of Council

Attest:

City Clerk

(LAW DEPT.)

Submitted to Mayor: _____

Date: _____

Received by the Mayor's Office: _____

Date: _____

Approved by Mayor: _____

Date: _____

Vetoed by Mayor: _____

Date: _____

RESOLUTION NO. ____

APPROVING THE UNDERTAKING OF A PROJECT BY THE READING AREA WATER
AUTHORITY CONSISTING OF THE OPERATION AND/OR ACQUISITION OF A CERTAIN
SEWER COLLECTION, CONVEYANCE AND PUMPING SYSTEM SERVING THE BERKS
PARK 78 OWNERS ASSOCIATION IN BETHEL TOWNSHIP, BERKS COUNTY,
PENNSYLVANIA

WHEREAS, Reading Area Water Authority is a Municipal Authority created by action of the City of Reading; and

WHEREAS, the Articles of Incorporation of Reading Area Water Authority require that Reading Area Water Authority obtain the approval of the Council of the City of Reading to undertake projects not related to waterworks, water supply works or water distribution systems; and

WHEREAS, the Reading Area Water Authority has agreed to serve water to a development known as Berks Park 78 in Bethel Township, Berks County, Pennsylvania; and

WHEREAS, Berks Park 78 Owners Association has agreed requested that Reading Area Water Authority present a proposal for the operation and/or acquisition of the sewer system serving Berks Park 78 (the "Sewer System"); and

WHEREAS, the operation and/or acquisition of the Sewer System may be viewed as a project not related to waterworks, water supply works or water distribution systems and, accordingly, may require the approval of the Council of the City of Reading; and

WHEREAS, Reading Area Water Authority has requested that the Council of the City of Reading approve operation and/or acquisition of the Sewer System; and

WHEREAS, the Council of the City of Reading desires to consent to and approve the proposed project of Reading Area Water Authority, as described above.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES, AS FOLLOWS:

Section 1. The Council of the City of Reading hereby approves the operation and/or acquisition of the Sewer System in Bethel Township, Berks County, Pennsylvania as described in the Recitals herteto, and for the purposes set forth in the Recitals hereto.

Section 2. This Resolution shall be effective ten (10) days after passage.

Adopted _____, 2013

President of Council

Attest:

City Clerk

EXHIBIT A

Attachment A

May 1, 2013

City of Reading
815 Washington Street
Reading, PA 19601-3690

WFMZ-TV Tower Lease Agreement Payment

Background:

WFMZ-TV provides extensive news coverage and programming to the citizens of Reading and the surrounding area. To continue bringing live news coverage to the region, it is important for the station to have a stable transmission tower for its electronic news gathering operations.

WFMZ-TV also seeks to place a TV translator on the tower to provide free over-the air TV signals from WFMZ-TV to the downtown residents of Reading. Mt Penn blocks over-the-air signals from some citizens of Reading, and via this tower agreement, WFMZ-TV will be able to provide this additional service to the citizens.

Payment Terms

WFMZ-TV will pay a total of Twenty Thousand Dollars (\$20,000) for the 10 year term of the initial term of the lease payable in annual installments of Two Thousand Dollars (\$2,000) at the beginning of each lease year.

LEASE AGREEMENT

THIS LEASE AGREEMENT (this "Lease") is made this ____ day of _____, 2012, by and between: the CITY OF READING, a third-class city organized and existing under the laws of the Commonwealth of Pennsylvania, hereafter called "Lessor;" and Maranatha Broadcasting Company, Inc., d/b/a WFMZ-TV Channel 69, a Pennsylvania business corporation with offices at 225 Court Street, Reading, Pennsylvania, hereinafter called "Lessee."

WITNESSETH

WHEREAS, Lessee is desirous of leasing the Premises (as defined herein) from Lessor, and Lessor is desirous of leasing the same to Lessee, upon the terms and conditions set forth herein.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and intending to be legally bound hereby, the parties hereto agree as follows:

1. Grant of Lease. Lessor hereby leases to Lessee, and Lessee leases the same from Lessor, a certain tract of land, together with the portion of the building erected thereon designated as the "Kitchen" in the "WEEU Building," located in Lower Alsace Township on the easterly side of Skyline Boulevard, in the County of Berks and Commonwealth of Pennsylvania, and being more fully described and designated by the City Engineer by plan and description (the "Premises"). For the avoidance of doubt, the Premises includes that certain portion of land leased and used by WITF, Inc. pursuant to that certain Lease Agreement dated November 3, 1999. A sketch showing an approximate rendering of the Premises is attached hereto as **Exhibit A**.

2. Rent. Lessor hereby leases the Premises to Lessor for the term in exchange for an annual advertising contract as outlined in that certain letter hereto as **Exhibit B**.

3. Term. The initial term of this Lease will commence on _____, 2012 and will continue until 12:00 AM, EST, on _____, 2022 (sometimes hereinafter referred to as the "initial term." Lessee will have the option of extending the term of this Lease for not more than two (2) additional five (5) year terms upon the same terms and conditions set forth herein (each, an "option term"). In the event Lessee does not desire to lease the Premises for one (1) or both option terms, Lessee must provide Lessor with written notice of Lessee's intent to terminate the Lease upon the expiration of the current term not less than ninety (90) days prior to the expiration of the said term. Hereinafter, "term" will collectively refer to the initial term and both option terms.

4. Utilities. Lessee will be solely responsible to obtain and pay for all of its utility needs for the Premises.

5. Use of Premises. Lessee will only use the Premises for the purpose of installing, maintaining and operating radio and television equipment, including towers, antennae and accessory structures, for radio and television programming.

6. New Tower; Trade Fixtures. Lessor acknowledges and understands that Lessee intends to replace the tower that currently exists on the Premises. All equipment installed on the Premises by Lessee are trade fixtures, will remain the personal property of Lessee and will not become fixtures by reason of their annexation to the Premises.

7. Maintenance; Insurance. Lessees will be responsible for insuring, maintaining, repairing and replacing all of its equipment located upon the Premises, including the tower. Lessor will be responsible for maintenance, repair and replacement to the grounds, including the grass, driveway, sidewalks and parking lot, if any. Lessor will be responsible for the maintenance, repair and replacement of any other structure on the Premises excluding Lessee's equipment.

8. Indemnification.

a. Lessee agrees to indemnify and hold harmless Lessor from and against any and all liability, loss, cost, damage, and expense from claims, demands and causes of action for injury to any person or damage to any property arising out of the use by Lessee of the Premises, including without limitation, by reason of its equipment located on the Premises.

b. Lessor agrees to indemnify and hold harmless Lessee from and against any and all liability, loss, cost, damage, and expense from claims, demands and causes of action for injury to any person or damage to any property arising out of Lessor's responsibility to maintain, replace and repair the grounds and structures located on the Premises, as set forth in Section 7, above.

9. Holdover Tenancy. If, after expiration of the term of this Lease, and provided Lessor does not object, Lessee continues to use the Premises, the term of this Lease will become a month-to-month lease upon the same terms and conditions set forth herein.

10. Removal of Equipment. Within sixty (60) days after the termination of this Lease for any reason, Lessee will remove its equipment from the Premises and will restore the Premises to the condition that existed immediately prior to the execution of this Lease; provided, however, Lessee will not be obligated to reconstruct the tower that Lessee intends to replace. Lessee or its designees, employees or agents will be permitted the right to ingress, egress and regress over the Premises during the aforementioned sixty (60) day period for the purpose of removing its equipment and restoring the Premises as set forth in this Section 10.

11. No Interference. Lessee agrees that in the operation of its communications station located on the Premises, it will not interfere with the transmission of or the reception of messages which are broadcast by Lessor's police broadcasting station or any other tenants of Lessor presently leasing property from Lessor for similar transmission stations and that the Lessor herein shall have a right to terminate such transmission in the event it determines that the use of the Premises is unduly interfering with the other tenants' right to operate their transmission stations.

12. Miscellaneous.

a. Binding Agreement. This Lease shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and permitted assigns.

b. Counterparts. This Lease may be executed in counterparts, each of which, for all purposes, shall be deemed to constitute an original and all of which counterparts, when taken together, shall be deemed to constitute one and the same agreement. Delivery of signatures by facsimile or pdf file (or similar scanned computer file) shall be deemed delivery of originals. A facsimile copy, photostatic copy or other copy showing an exact likeness of the original signatures of the parties hereto shall be deemed an original for all purposes.

c. Entire Agreement. This Lease states the entire understanding reached between the parties hereto with respect to the transactions contemplated hereby and supersede all prior or contemporaneous agreements, understandings, representations and warranties between the parties, and may not be amended except by written instrument executed by the parties hereto.

IN WITNESS WHEREOF, Lessor and Lessee have duly executed this Lease the day and year first above written.

MARANATHA BROADCASTING
COMPANY, INC.

CITY OF READING

By: _____
Barry Fisher, President

By: _____
Vaughn Spencer, Mayor

Attest:

Linda Kelleher, City Clerk

R E S O L U T I O N NO. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

That Odelia White is appointed to the Housing Authority with a term ending
December 31, 2018

Adopted by Council _____, 2013

Francis G. Acosta
President of Council

Attest:

Linda A. Kelleher
City Clerk

R E S O L U T I O N N O. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

That David Beane is reappointed to the Environmental Advisory Council with a
term ending June 10, 2016

Adopted by Council _____, 2013

Francis G. Acosta
President of Council

Attest:

Linda A. Kelleher
City Clerk

R E S O L U T I O N N O. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

That John Kramer is appointed to the Main Street Board with a term ending
December 31, 2016

Adopted by Council _____, 2013

Francis G. Acosta
President of Council

Attest:

Linda A. Kelleher
City Clerk